

MINUTES

CITY COUNCIL MEETING

MARCH 11, 2003

A regular meeting of the City Council of the City of Rolling Hills Estates was called to order at 7:34 p.m. in the City Council Chambers, 4045 Palos Verdes Drive North, by MAYOR RAUCH.

PLEDGE OF ALLEGIANCE

MAYOR RAUCH led the assembly in the Pledge of Allegiance to the Flag.

ROLL CALL

City Council Members Present: Addleman, Mitchell, Rauch, Zuckerman

City Council Member Absent: Seamans

City Staff Present: City Manager Doug Prichard

City Attorney Richard Terzian

Assistant City Manager Sam Wise

Planning Director David Wahba

Finance Director Jud Norrell

Community Services Director Andy Clark

Others Present: Pat Killen, Planning Commission

Larry Vanden Bos, Park and Activities Commission

CEREMONIAL ITEMS

A. RESOLUTION OF COMMENDATION

MAYOR RAUCH was pleased to present a Resolution of Commendation to the 2003 Palos Verdes Peninsula High School Academic Decathlon Team. The following students participated in the team's victory:

Jason Chase

Anthony DiBernardo

Bill Flynn

Rob Glidden

Eugene Hsu

Sojeong Hong

Deborah Jiang

Brian Ryoo

Dee Dee Xia

Coach Roberta Kordich

Assistant Coaches Jill Verenkoff and Bill O'Neill

ROUTINE MATTERS

A.ADJOURNED CITY COUNCIL MINUTES – MEETING OF FEBRUARY 7, 2003

COUNCILMAN ADDLEMAN moved, seconded by MAYOR PRO TEM MITCHELL

TO APPROVE THE ADJOURNED CITY COUNCIL MINUTES OF FEBRUARY 7, 2003 AS PRESENTED.

THERE BEING NO OBJECTION, MAYOR RAUCH SO ORDERED.

B.ADJOURNED CITY COUNCIL/HOA PRESIDENTS MINUTES – MEETING OF FEBRUARY 10, 2003

COUNCILMAN ADDLEMAN moved, seconded by MAYOR PRO TEM MITCHELL

TO APPROVE THE ADJOURNED CITY COUNCIL/HOA PRESIDENTS MINUTES OF FEBRUARY 10, 2003 AS PRESENTED.

THERE BEING NO OBJECTION, MAYOR RAUCH SO ORDERED.

C.CITY COUNCIL MINUTES – MEETING OF FEBRUARY 11, 2003

MAYOR PRO TEM MITCHELL requested a correction on Page 4, Paragraph 1:

"AUDIENCE ITEMS NOT ON THE AGENDA/WRITTEN AND ORAL COMMUNICATIONS

*A.Jeff Ealey, South Bay Emergency **Energy** Rewards Program, distributed information explaining this program....."*

COUNCILMAN ADDLEMAN moved, seconded by MAYOR PRO TEM MITCHELL

TO APPROVE THE CITY COUNCIL MINUTES OF FEBRUARY 11, 2003 AS AMENDED.

THERE BEING NO OBJECTION, MAYOR RAUCH SO ORDERED.

D.DEMANDS AND WARRANTS – MONTHS OF FEBRUARY AND MARCH

COUNCILMAN ADDLEMAN moved, seconded by COUNCILMAN ZUCKERMAN

TO APPROVE WARRANTS 33312 THROUGH 33360 IN THE AMOUNT OF \$208,937.68; WARRANTS 33246 THROUGH 33295 IN THE AMOUNT OF \$80,542.42; SUPPLEMENTAL WARRANTS 020301 THROUGH 020302; 33180 THROUGH 33187; 33234 THROUGH 33245; 33297 THROUGH 33305 IN THE AMOUNT OF \$197,045.93 FOR A GRAND TOTAL AMOUNT OF \$486,526.03 WITH PROPER AUDIT.

AYES:Addleman, Mitchell, Rauch, Zuckerman

ABSENT:Seamans

CONSENT CALENDAR

MAYOR PRO TEM MITCHELL moved, seconded by COUNCILMAN ADDLEMAN

TO APPROVE ITEMS A-G.

A. READING OF ORDINANCES AND RESOLUTIONS

APPROVED.

B. JANUARY 2003 SCHEDULE OF INVESTMENTS

RECEIVED AND FILED THE SCHEDULE OF INVESTMENTS FOR THE MONTH OF JANUARY 2003.

C. CLAIM AGAINST THE CITY – STATE FARM INSURANCE

REJECTED.

D. LEAGUE OF CALIFORNIA CITIES PRIORITY FOCUS DATED FEBRUARY 7, 2003

RECEIVED AND FILED.

E. LEAGUE OF CALIFORNIA CITIES PRIORITY FOCUS DATED FEBRUARY 14, 2003

RECEIVED AND FILED.

F. LEAGUE OF CALIFORNIA CITIES PRIORITY FOCUS DATED FEBRUARY 21, 2003

RECEIVED AND FILED.

G. LEAGUE OF CALIFORNIA CITIES PRIORITY FOCUS DATED FEBRUARY 28, 2003

RECEIVED AND FILED.

THERE BEING NO OBJECTION, MAYOR RAUCH SO ORDERED.

NEW BUSINESS

A. PLANNING COMMISSION MINUTES – MEETING OF MARCH 3, 2003

COUNCILMAN ADDLEMAN moved, seconded by MAYOR PRO TEM MITCHELL

TO RECEIVE AND FILE THE PLANNING COMMISSION MINUTES OF MARCH 3, 2003.

THERE BEING NO OBJECTION, MAYOR RAUCH SO ORDERED.

B. PARK AND ACTIVITIES COMMISSION MINUTES – MEETING OF MARCH 4, 2003

MAYOR PRO TEM MITCHELL moved, seconded by COUNCILMAN ZUCKERMAN

TO RECEIVE AND FILE THE PARK AND ACTIVITIES COMMISSION MINUTES OF MARCH 4, 2003.

THERE BEING NO OBJECTION, MAYOR RAUCH SO ORDERED.

1. PARK AND ACTIVITIES COMMISSION ACTION ITEM FROM MEETING OF MARCH 4, 2003 – RECREATION FEES REVIEW

Recommendation: That the City Council approve the following rates for the 2003 Summer Swim Program: Individual - \$100; Family (1-2 Children) - \$175; Family (3-4 Children) - \$195; and Family (5-6 Children) - \$215.

Community Services Director Clark provided a staff report (as per agenda material).

Brief discussion ensued regarding increasing the Non-Member Daily Swim Fee to \$3.50 to stay in line with the other fee increases.

MAYOR PRO TEM MITCHELL moved, seconded by COUNCILMAN ADDLEMAN

TO APPROVE THE FOLLOWING RATES FOR 2003 SUMMER SWIM PROGRAM: INDIVIDUAL - \$100; FAMILY (1-2 CHILDREN) - \$175; FAMILY (3-4 CHILDREN) - \$195 AND FAMILY (5-6 CHILDREN) - \$215 ALONG WITH AN INCREASE IN THE NON-MEMBER DAILY SWIM FEE OF \$3.50.

AYES:Addleman, Mitchell, Rauch, Zuckerman

ABSENT:Seamans

C.GASB 34 IMPLEMENTATION ASSISTANCE CONTRACT

Recommendation: That the City Council authorize the CPA firm of Moreland and Associates, Inc., to perform consulting services to assist the City in converting its annual financial reporting to conform to GASB Statement No. 34 at a cost not to exceed \$14,000.

Finance Director Norrell provided a staff report (as per agenda material).

MAYOR PRO TEM MITCHELL moved, seconded by COUNCILMAN ADDLEMAN

TO AUTHORIZE THE CPA FIRM OF MORELAND AND ASSOCIATES, INC., TO PERFORM CONSULTING SERVICES TO ASSIST THE CITY IN CONVERTING ITS ANNUAL FINANCIAL REPORTING TO CONFORM TO GASB STATEMENT NO. 34 AT A COST NOT TO EXCEED \$14,000.

AYES:Addleman, Mitchell, Rauch, Zuckerman

ABSENT:Seamans

D.ANNUAL AUDIT SERVICES

Recommendation: That the City Council authorize the CPA firm of Moreland and Associates, Inc., to perform audit services for the fiscal year ending June 30, 2003, as proposed, not to exceed \$17,800, for the fiscal year ending June 30, 2004, not to exceed \$21,000, and for the fiscal year ending June 30, 2005, not to exceed \$21,850.

Finance Director Norrell provided a staff report (as per agenda material).

In response to COUNCILMAN ADDLEMAN'S inquiry, Finance Director Norrell stated that, due to the GASB changeover, he would not recommend soliciting bids at this time.

After brief discussion, COUNCILMAN ADDLEMAN suggested going out to bid when the 2005 contract with Moreland and Associates is due to expire. He noted that they have done an outstanding job as the City has received awards year after year.

COUNCILMAN ADDLEMAN moved, seconded by COUNCILMAN ZUCKERMAN

TO AUTHORIZE THE CPA FIRM OF MORELAND AND ASSOCIATES, INC., TO PERFORM AUDIT SERVICES FOR THE FISCAL YEAR ENDING JUNE 30, 2003 NOT TO EXCEED \$17,800, FOR THE FISCAL YEAR ENDING JUNE 30, 2004 NOT TO EXCEED \$21,000, AND FOR THE FISCAL YEAR ENDING JUNE 30, 2005 NOT TO EXCEED \$21,850.

AYES:Addleman, Mitchell, Rauch, Zuckerman

ABSENT:Seamans

PUBLIC HEARINGS/MEETINGS

A.CONTINUED PUBLIC HEARING – PLANNING APPLICATION NO. 10-01; LOCATION: CITY-WIDE;
APPLICANT: CITY OF ROLLING HILLS ESTATES

Recommendation: That the City Council continue the public hearing to the meeting of May 27, 2003.

MAYOR PRO TEM MITCHELL moved, seconded by COUNCILMAN ADDLEMAN

TO CONTINUE THE PUBLIC HEARING TO THE MEETING OF MAY 27, 2003.

THERE BEING NO OBJECTION, MAYOR RAUCH SO ORDERED.

NEW BUSINESS (Continued)

E.SALE OF CDBG ALLOCATION TO CITY OF LOMITA

Recommendation: That the City Council adopt Resolution No. 2014 and enter into the assignment agreement between the City of Rolling Hills Estates and the City of Lomita authorizing the exchange of unexpended Community Development Block Grant funds for Fiscal Year 2003-04.

Finance Director Norrell provided a staff report (as per agenda material).

1.RESOLUTION NO. 2014 FOR ADOPTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROLLING HILLS ESTATES AUTHORIZING THE EXCHANGE OF UNEXPENDED COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS.

MAYOR PRO TEM MITCHELL moved, seconded by COUNCILMAN ADDLEMAN

TO ADOPT RESOLUTION NO. 2014 AND ENTER INTO THE ASSIGNMENT AGREEMENT BETWEEN THE CITY AND THE CITY OF LOMITA AUTHORIZING THE EXCHANGE OF UNEXPENDED CDBG FUNDS FOR FISCAL YEAR 2003-04.

City Manager Prichard read Resolution No. 2014 by title only.

AYES:Addleman, Mitchell, Rauch, Zuckerman

ABSENT:Seamans

OLD BUSINESS

A.RESTATED RESOLUTION APPROVING THE APPLICATION FOR PROPOSITION 12 PER CAPITA GRANT FUNDS

Recommendation: That the City Council approve Resolution No. 2015 which approves the application for the City of Rolling Hills and the City of Rolling Hills Estates Per Capita Grant Program fund allocations under the Safe Neighborhood Parks, Clean Water, Clean Air and Coastal Protection Bond Act of 2000.

After brief discussion, it was the consensus of the COUNCIL to send a thank you letter to the City of Rolling Hills acknowledging their contribution.

1.RESOLUTION NO. 2015 FOR ADOPTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROLLING HILLS ESTATES APPROVING THE APPLICANT TO APPLY FOR FUNDS FOR THE PER CAPITA GRANT PROGRAM UNDER THE SAFE NEIGHBORHOOD PARKS, CLEAN WATER, CLEAN AIR, AND COASTAL PROTECTION BOND ACT OF 2000.

MAYOR PRO TEM MITCHELL moved, seconded by COUNCILMAN ADDLEMAN
TO ADOPT RESOLUTION NO. 2015.

City Manager Prichard read Resolution No. 2015 by title only.

AYES:Addleman, Mitchell, Rauch, Zuckerman

ABSENT:Seamans

CITY ATTORNEY ITEMS

NONE

CITY COUNCIL/REGIONAL COMMITTEE REPORTS: This item provides the opportunity for Members of the City Council to provide information and reports to other Members of the City Council and/or the public on any issues or activities of currently active Council Committees, ad hoc committees, regional or state-wide governmental associations, special districts and/or joint powers authorities and their various committees on which Members of the City Council might serve or have an interest, which are not otherwise agendized.

NONE

MAYOR AND COUNCIL ITEMS: This item provides the opportunity for Members of the City Council to request information on currently pending projects and/or issues of public concern, direct that an item be agendized for future consideration and/or make announcements of interest to the public.

A.MAYOR RAUCH announced that Disaster Preparedness Seminars will take place at the following locations: 1) City of Lomita – City Hall, March 25 at 7:00 p.m.; 2) Miraleste Intermediate School, March 26 at 7:00 p.m.; and 3) Hesse Park, March 27 at 7:00 p.m. She noted to contact Lomita Sheriff's Station at 539-1661 or City Hall for further information.

B.MAYOR RAUCH announced that a meeting will take place at the South Coast Botanical Gardens on Thursday, March 13 at 6:00 p.m. for discussion on their long-range plan.

At 8:38 p.m., the CITY COUNCIL convened in closed session. At 9:27 p.m., the CITY COUNCIL reconvened in open session with MAYOR RAUCH, MAYOR PRO TEM MITCHELL, COUNCILMAN ADDLEMAN, and COUNCILMAN ZUCKERMAN present.

CLOSED SESSION

A.CONFERENCE WITH REAL PROPERTY NEGOTIATORS

(Government Code Section 54956.8)

Property:2500 Palos Verdes Drive North

City Negotiator:Mayor Pro Tem Mitchell

Councilman Addleman

City Manager Prichard

Negotiating Parties:City and Palos Verdes Peninsula Land Conservancy

Under Negotiation:Negotiation of lease

It was the consensus of the COUNCIL

TO DIRECT STAFF AND THE COMMITTEE TO CONTINUE NEGOTIATIONS.

THERE BEING NO OBJECTION, MAYOR RAUCH SO ORDERED.

B.CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION

(Government Code Section 54956.9(a))

(a)County of Los Angeles and Los Angeles County Flood District v. California Regional Water Quality Control Board, et al.

(b)City of Los Angeles v. California State Water Resources Control Board, et al.

(c)City of Monrovia, et al. v. Regional Water Quality Control Board-Los Angeles Region, et al.

(d)City of Arcadia, et al. v. the California Regional Water Control Board-Los Angeles Region, et al.

(e)City of Alhambra v. California State Water Resources Control Board, et al.

(f)Los Angeles County Economic Development Corporation, et al. v. California State Water Resources Control Board, et al.

NO ACTION WAS TAKEN.

C.CONFERENCE WITH LEGAL COUNSEL – THREATENED LITIGATION

Pursuant to Government Code Section 54956.9(b)(1), there is significant exposure to litigation based upon a written communication from a potential plaintiff threatening litigation.

NO ACTION WAS TAKEN.

ADJOURNMENT IN MEMORY OF HOWARD WALLACE

At 9:28 p.m., MAYOR RAUCH formally adjourned the City Council meeting to March 25, 2003 at 6:00 p.m. in the City Hall Council Chambers for the purpose of conducting Park & Activities Commissioner interviews.

Submitted by,Approved by,

Hope J. NolanDouglas R. Prichard

Deputy City ClerkCity Clerk